

FOR INFORMATION AND ACTION
DA-2006-06
February 15, 2006

SUBJECT: Quarantine of Seneca County, Ohio, for Gypsy Moth (GM) (*Lymantria dispar*)

TO: STATE AND TERRITORY AGRICULTURAL REGULATORY OFFICIALS

The purpose of this SPRO Memorandum is to provide notification that APHIS is adding Seneca County, Ohio, to the quarantine area for GM (*Lymantria dispar*). This action is effective immediately. Attached is the Federal Domestic Quarantine Order for the subject action.

/s/ Paul R. Eggert for

Richard L. Dunkle
Deputy Administrator
Plant Protection and Quarantine

FEDERAL ORDER

Domestic Quarantine of Seneca County, Ohio, for Gypsy Moth (GM) (*Lymantria dispar*)

An established population of GM (*Lymantria dispar*) has been confirmed in Seneca County, Ohio. In order to prevent the human assisted spread of this injurious plant pest, the Animal and Plant Health Inspection Service (APHIS) is imposing restrictions on the interstate movement of regulated articles in accordance with 7 CFR 301.45. This action is in response to trapping detections in the indicated county, and is carried out following discussion with the State Plant Regulatory Official of Ohio.

Effective immediately, no person shall move regulated articles interstate from Seneca County, Ohio, except in accordance with 7 CFR 301.45. This Order is issued under the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412 (a), 7 U.S.C. 7712 (a), which authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States.

7 CFR 301.45-2 (b) allows the designation of less than an entire state as a generally infested area only when the state enforces an intrastate quarantine that matches Federal GM regulations. Accordingly, the State of Ohio must confirm prior to March 15, 2006, the establishment of an intrastate quarantine for Seneca County that parallels Federal requirements stipulated in 7CFR 301.45; otherwise, it will be necessary to quarantine the entire state as of that date in order to prevent the interstate spread of the plant pest. The confirmation should be made in writing to the APHIS State Plant Health Director.

7 CFR 301.45-2 (c) provides for temporary designation of new quarantine areas pending publication of a rule to add counties to the list shown in 7 CFR 301.45-3 (a). 7 CFR 301.45-2 (c) further requires written notification be given to the owner or person in possession of a newly quarantined area. This is the responsibility of the Federal and/or State regulatory personnel responsible for the GM program in the affected state.

If you wish more details on the Federal GM regulatory program, you may contact the staff officer, Weyman Fussell at (301) 734-5705. For information on the GM survey and trapping program, please contact the APHIS State Plant Health Director for your state.

We continue to appreciate the cooperative relationship with the State of Ohio in our effort to prevent the spread of GM.